

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 24, 2005
SAN FRANCISCO, CALIFORNIA**

S039632

PEOPLE v. WILSON (ROBERT)
Rehearing denied

S112505

B161777 Second Appellate District,
Division Four

ROBERTS (ORLANDO) ON H.C.
Opinion modified - no change in judgment

S134300

C041603 Third Appellate District

CALIFORNIA EARTH CORPS v. STATE LANDS
COMM (DEVELOPERS DIVERSIFIED REALTY)
Petition for review granted

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, and Moreno, JJ.

S134873

A106618 First Appellate District,
Division Two

HEBREW ACADEMY OF SAN FRANCISCO v.
GOLDMAN
Petition for review granted

Werdegar, J., was recused and did not
participate.
Votes: George, C.J., Kennard, Baxter, Chin,
and Moreno, JJ.

S134883

H027641 Sixth Appellate District

PEOPLE v. CRANDELL
Petition for review granted

Votes: George, C.J., Kennard, Baxter,
Werdegar, Chin, and Moreno, JJ.

S134834

A105906 First Appellate District,
Division Five

WING v. CINGULAR WIRELESS
Petition for review granted; transferred to CA 1/5

Petition for review GRANTED.
The matter is transferred to the Court of
Appeal, First Appellate District, Division Five,
with directions to vacate its decision and to

reconsider the matter in light of *Discover Bank v. Superior Court* (2005) 36 Cal.4th 148.

Werdegar, J., was recused and did not participate.

Votes: George, C.J., Kennard, Baxter, Chin, and Moreno, JJ.

S134845

A106061 First Appellate District,
A106340 Division Five
A106341

MEOLI v. AT&T WIRELESS SERVICES

Petition for review granted; transferred to CA 1/5

Petitions for review GRANTED.

The matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and to reconsider the matter in light of *Discover Bank v. Superior Court* (2005) 36 Cal.4th 148.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, and Moreno, JJ.

S135065

A105910 First Appellate District,
Division Five

BUCY v. AT&T WIRELESS SERVICES

Petition for review granted; transferred to CA 1/5

Petition for review granted.

The matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and to reconsider the matter in light of *Discover Bank v. Superior Court* (2005) 36 Cal.4th 148.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, and Moreno, JJ.

S135072

A105518 First Appellate District,
Division Five

PARRISH v. CINGULAR WIRELESS

Petition for review granted; transferred to CA 1/5

Petitions for review GRANTED.

The matter is transferred to the Court of Appeal, First Appellate District, Division Five, with directions to vacate its decision and to reconsider the matter in light of *Discover Bank v. Superior Court* (2005) 36 Cal.4th 148.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, and Moreno, JJ.

S134537

B171403 Second Appellate District,
Division Two

CARPENTER v. JACK IN THE BOX

Petition for review denied

S134548

C046378 Third Appellate District

PEOPLE v. MYERS

Petition for review denied

S134560

G033649 Fourth Appellate District,
Division Three

MORRIS v. REDWOOD EMPIRE BANCORP

Petition for review denied

The request for an order directing further
depublication of the opinion is denied.

The request for an order directing further
publication of the opinion is denied.

S134650

B183108 Second Appellate District,
Division One

FINNEY (HAMPTON) ON H.C.

Petition for review denied

S134727

B164706 Second Appellate District,
Division Seven

PEOPLE v. WALLACE

Petitions for review denied

denied without prejudice to any relief to which
defendant might be entitled upon finality of
People v. Black (2005) 35 Cal.4th 1238 regarding
the effect of *Blakely v. Washington* (2004) 542
U.S. ___, 124 S.Ct. 2531, and *United States v.*
Booker (2005) 543 U.S. ___, 125 S.Ct. 738, on
California law.

S134735

B171775 Second Appellate District,
Division Four

INGELS v. WESTWOOD ONE BROADCASTING

Petition for review denied

S134753

B173273 Second Appellate District,
Division Eight

WOODS v. FOX BROADCASTING SUB

Petition for review denied

Baxter, and Chin, JJ., are of the opinion the
petition should be granted.

S134771

B171304 Second Appellate District,
Division Seven

CORDOVA v. 21ST CENTURY INSURANCE
Petition for review & depublication request denied

S134797

B175015 Second Appellate District,
Division Five

PEOPLE v. GARCIA
Petition for review denied

S134854

H027453 Sixth Appellate District

PEOPLE v. CONTRERAS
Petition for review denied

S134870

B182821 Second Appellate District,
Division Seven

BAHAM (LEON) ON H.C.
Petition for review denied

S134880

B173122 Second Appellate District,
Division Three

PEOPLE v. RODGERS
Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S134884

F043761 Fifth Appellate District
F043816

PEOPLE v. CHA
Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S134924

C044063 Third Appellate District

BARCLAY v. JESSE M. LANGE DISTRIBUTOR,
Petition for review denied

S134975

D044282 Fourth Appellate District,
D044283 Division One
D044516
D044517
D044519
D044520

PEOPLE v. MATELJAN
Petition for review denied

S134990

F044039 Fifth Appellate District

PEOPLE v. SOLIS
Petition for review denied

S134999

B179349 Second Appellate District,
Division Eight

AUTOPSY/POST SVCS. CITY OF LOS ANGELES
Petition for review denied

S135019

F044814 Fifth Appellate District

PEOPLE v. SINGH
Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135025

B171879 Second Appellate District,
Division Three

PEOPLE v. GARCIA
Petition for review denied

S135030

G035336 Fourth Appellate District,
Division Three

BEYER v. 396 INVESTMENT COMPANY
Petition for review denied

S135038

G035342 Fourth Appellate District,
Division Three

WEI v. 396 INVESTMENT COMPANY
Petition for review denied

S135040

G035352 Fourth Appellate District,
Division Three

396 INVESTMENT CO. v. CITY OF ANAHEIM
Petition for review denied

S135066

G035341 Fourth Appellate District,
Division Three

ROBINSON v. 396 INVESTMENT COMPANY

Petition for review denied

S135067

G031564 Fourth Appellate District,
Division Three

STEVENS v. 396 INVESTMENT COMPANY

Petition for review denied

S135074

G035348 Fourth Appellate District,
Division Three

MARION v. 396 INVESTMENT COMPANY

Petition for review denied

S135087

G035349 Fourth Appellate District,
Division Three

VISTA ROYALE HOMEOWNERS ASSOCIATION v.
396 INVESTMENT COMPANY

Petition for review denied

S135091

G035338 Fourth Appellate District,
Division Three

CSER v. 396 INVESTMENT COMPANY

Petition for review denied

S135092

G035337 Fourth Appellate District,
Division Three

NGUYEN v. 396 INVESTMENT

Petition for review denied

S135094

G035344 Fourth Appellate District,
Division Three

SURYANTO v. 396 INVESTMENT COMPANY

Petition for review denied

S135096

G035343 Fourth Appellate District,
Division Three

CHEN v. 396 INVESTMENT COMPANY

Petition for review denied

S135097

G035345 Fourth Appellate District,
Division Three

WILLIAMS v. 396 INVESTMENT COMPANY

Petition for review denied

S135098

G035335 Fourth Appellate District,
Division Three

WONG v. 396 INVESTMENT COMPANY

Petition for review denied

S135100

G035347 Fourth Appellate District,
Division Three

SALYER v. 396 INVESTMENT COMPANY

Petition for review denied

S135101

G035339 Fourth Appellate District,
Division Three

BIAZEVICH v. 396 INVESTMENT COMPANY

Petition for review denied

S135103

G035353 Fourth Appellate District,
Division Three

FRIEDMAN v. 396 INVESTMENT COMPANY

Petition for review denied

S135143

G032304 Fourth Appellate District,
Division Three

GUNN v. MARINERS CHURCH

Petition for review denied

S135158

B172889 Second Appellate District,
Division Three

HOUGARD v. CARNET INSURANCE AGENCY

Petition for review & publication request denied

S135159

A110424 First Appellate District,
Division Five

VERMA v. S.C. (PEOPLE)

Petition for review and application for stay denied

S135180

B170291 Second Appellate District,
Division Eight

PEOPLE v. MURGUIA

Petition for review denied

S135191

D044761 Fourth Appellate District,
Division One

PEOPLE v. LOWE

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135251

A107448 First Appellate District,
Division Four

PEOPLE v. BUTLER

Petition for review denied

S135260

F044455 Fifth Appellate District

PEOPLE v. LUPERCIO

Petition for review denied

S135306

C037254 Third Appellate District

BRONCO WINE COMPANY v. JOLLY

Petition for review denied

Application to appear as counsel pro hac vice
granted.

Werdegarr, J., was recused and did not
participate.

S135332

B174501 Second Appellate District,
Division Two

KOZUB v. CITY OF POMONA

Petition for review & publication request denied

S135374

D044741 Fourth Appellate District,
D043825 Division One

ZAMPETTI v. TAYLOR

Petition for review denied

Werdegarr, J., was recused and did not
participate.

S135471

B173411 Second Appellate District,
Division Two

PEOPLE v. KIM

Petition for review denied

S135499

B174101 Second Appellate District,
Division Five

TROP v. SONY PICTURES

Petition for review denied

S135598

D043483 Fourth Appellate District,
Division One

PEOPLE v. PHILLIP

Petition for review denied

S135599

B175757 Second Appellate District,
Division Five

PEOPLE v. EWING

Petition for review denied

S135602

C046407 Third Appellate District

PEOPLE v. BRUMMETT

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135609

E036278 Fourth Appellate District,
Division Two

PEOPLE v. DAVIS

Petition for review denied

S135619

B177575 Second Appellate District,
Division Three

PEOPLE v. CARRAWAY

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135629

A104705 First Appellate District,
Division One

PEOPLE v. TEAGUE

Petition for review denied

S135630

B175279 Second Appellate District,
Division Three

PEOPLE v. FERNANDEZ

Petitions for review denied

S135632

A109961 First Appellate District,
Division Five

SHAPIRO v. LEVERAGE ESOURCING

Petition for review denied

S135640

B175560 Second Appellate District,
Division One

PEOPLE v. ARTEAGA

Petition for review denied

S135644

D044733 Fourth Appellate District,
Division One

RUIZ v. HERMAN WEISSKER, INC.

Petition for review & depublication request denied

S135650

G035416 Fourth Appellate District,
Division Three

McFADDEN v. WCAB (TRANS WORLD AIRLINES)

Petition for review denied

S135655

B171877 Second Appellate District,
Division One

PEOPLE v. COPELAND

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135656

A105777 First Appellate District,
Division Two

PEOPLE v. FAAMAUSILI

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135658

G035619 Fourth Appellate District,
Division Three

BOUQUOT v. S.C. (LINDSAY)

Petition for review denied

S135659

G035686 Fourth Appellate District,
Division Three

BOUQUOT v. S.C. (LUKIC)

Petition for review denied

S135660

G035712 Fourth Appellate District,
Division Three

BOUQUOT v. S.C. (MCKAY)

Petition for review denied

S135661

G034459 Fourth Appellate District,
Division Three

PEOPLE v. VELASCO

Petition for review denied

S135663

G033455 Fourth Appellate District,
Division Three

IRVINE VALLEY COLLEGE ACADEMIC SENATE
v. BOARD OF TRUSTEES, SOUTH ORANGE
COUNTY COMMUNITY COLLEGE DIST.

Petition for review denied

S135666

C047320 Third Appellate District

PEOPLE v. MCKAY

Petition for review denied

denied without prejudice to any relief to which
defendant might be entitled upon finality of
People v. Black (2005) 35 Cal.4th 1238 regarding
the effect of *Blakely v. Washington* (2004) 542
U.S. ___, 124 S.Ct. 2531, and *United States v.*
Booker (2005) 543 U.S. ___, 125 S.Ct. 738, on
California law.

S135668

B177071 Second Appellate District,
Division Five

PEOPLE v. JONES

Petition for review denied

S135677

F045552 Fifth Appellate District

PEOPLE v. DUKE

Petition for review denied

S135681

B171467 Second Appellate District,
Division Eight

HAMILTON v. COOPERATIVE OF AMERICAN
PHYSICIANS INC./MUTUAL PROTECTION TRUST

Petition for review denied

S135685

B173917 Second Appellate District,
Division Six

PEOPLE v. ALEXANDER

Petition for review denied

S135692

D045599 Fourth Appellate District,
Division One

N. (Z.), IN RE

Petition for review denied

S135695

E036508 Fourth Appellate District,
Division Two

PEOPLE v. COLBERT

Petition for review denied

S135702

G033272 Fourth Appellate District,
Division Three

PEOPLE v. GONZALES

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135703

F045373 Fifth Appellate District

PEOPLE v. ODOM

Petition for review denied

S135705

B176356 Second Appellate District,
Division Five

PEOPLE v. BAUTISTA

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135715

A106168 First Appellate District,
Division Two

PEOPLE v. PRATT

Petition for review denied

S135724

D044037 Fourth Appellate District,
Division One

PEOPLE v. GONZALEZ

Petition for review denied

S135727

B179306 Second Appellate District,
Division Three

PEOPLE v. CRUZ

Petition for review denied

S135739

E035898 Fourth Appellate District,
Division Two

PEOPLE v. CLINGAN

Petition for review denied

S135758

H028136 Sixth Appellate District

M. (JENNY), IN RE

Petition for review denied

Request for judicial notice denied.

S135762

A105395 First Appellate District,
Division Five

PEOPLE v. PETERSON

Petition for review denied

S135764

B176109 Second Appellate District,
Division One

B. (AMANDA), IN RE

Petition for review denied

S135766

A110432 First Appellate District,
Division One

EXIN v. S.C. (MCKIBBEN)

Petition for review denied

S135768

G034292 Fourth Appellate District,
Division Three

SEVILLA v. RETANA

Petition for review denied

S135770

C049775 Third Appellate District

EAST v. W.C.A.B. (STATE OF CALIFORNIA)

Petition for review denied

S135775

B176464 Second Appellate District,
Division Five

CRAMER v. S.C.

Petition for review denied

S135785

B175777 Second Appellate District,
Division Four

PEOPLE v. JOHNSTON

Petition for review denied

S135790

G034176 Fourth Appellate District,
Division Three

PEOPLE v. HARTMAN

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled upon finality of *People v. Black* (2005) 35 Cal.4th 1238 regarding the effect of *Blakely v. Washington* (2004) 542 U.S. ___, 124 S.Ct. 2531, and *United States v. Booker* (2005) 543 U.S. ___, 125 S.Ct. 738, on California law.

S135812

G035747 Fourth Appellate District,
Division Three

ABHYANKAR v. S.C. (PEOPLE)

Petition for review denied

S135857

B173990 Second Appellate District,
Division Eight

PEOPLE v. HICKS

Petition for review denied

S135869

F048293 Fifth Appellate District

AXSOM v. S.C. (PEOPLE)

Petition for review denied

S135870

B177688 Second Appellate District,
Division Seven

PEOPLE v. RIVERA

Petition for review denied

S136223

B184609 Second Appellate District,
Division Four

FURGUSON v. S.C. (PEOPLE)

Petition for review and application for stay denied

S136433

B184789 Second Appellate District,
Division Seven

M&A GABAE v. SUPERIOR COURT

Petition for review and application for stay denied

S136450

SIFUENTES v. CA 1/4 (PEOPLE)

Petition for writ of mandate/prohibition & stay denied

S120931

DRAYDEN (JOHN T.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750; *In re Waltreus*
(1965) 62 Cal.2d 218; *In re Dixon* (1953) 41
Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734.)

S126208

DENT (BRIAN KEITH) ON H.C.
Petition for writ of habeas corpus denied

S126267

LEMONS (TERRELL D.) ON H.C.
Petition for writ of habeas corpus denied

S126303

HAYES (LADALE) ON H.C.
Petition for writ of habeas corpus denied

S126456

HAMILTON (PAUL C.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750; *In re Dixon*
(1953) 41 Cal.2d 756.)

S126756

MOSES (BENNIE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

S127033

HAMILTON (PAUL C.) ON H.C.
Petition for writ of habeas corpus denied

S127716

SOTO (HECTOR) ON H.C.
Petition for writ of habeas corpus denied

(See *Superintendent v. Hill* (1985) 472 U.S.
445.)

S128285FIGUEREDO (GREGORY W.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S128309DELANDER (STEVEN W.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

S128363BENTON (GARY) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)

S128369HILL (ALBERT) ON H.C.
Petition for writ of habeas corpus denied**S128378**JUAREZ (HECTOR E.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S128383LONG (ROBERT J.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S128386INGRAM (WILLIE) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Black* (2005) 35 Cal.4th 1238.)

S128389MERCER (FRANK) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)

S128391

PRICE (JOHN M.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S128414

VELASQUEZ (DAVID) ON H.C.
Petition for writ of habeas corpus denied

S128418

LILLARD (KERDELL) ON H.C.
Petition for writ of habeas corpus denied

S128428

PRINGLE (DAVID) ON H.C.
Petition for writ of habeas corpus denied

S128441

SPRUIELL (DAMEIN) ON H.C.
Petition for writ of habeas corpus denied

S128444

BURTON (MICHAEL E.) ON H.C.
Petition for writ of habeas corpus denied

S128457

SENEGAL (RONNIE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

S128460

MENDOZA (MIGUEL) ON H.C.
Petition for writ of habeas corpus denied

S128461

GATES (DAVID M.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

S128465

LOPEZ (JOSE B.) ON H.C.
Petition for writ of habeas corpus denied

S128467

GRANT (BRETT S.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S128471

SNODGRASS (GARY) ON H.C.
Petition for writ of habeas corpus denied

S128481

PICKENS (ANDRE D.) ON H.C.
Petition for writ of habeas corpus denied

S128498

PEREZ (SOCORRO) ON H.C.
Petition for writ of habeas corpus denied

S128500

NEELEY (HENRY) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)

S128501

JOHNSON (ERICK GRAHAM) ON H.C.
Petition for writ of habeas corpus denied

S128502

SANTIAGO (JOSE RAMON) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Black* (2005) 35 Cal.4th 1238; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

S128503

BREWER (ALNER) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S128505

COPES (DONALE E.) ON H.C.
Petition for writ of habeas corpus denied

S128506

PAUL (DEWAYNE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

S128710

COOK (MICHAEL C.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S128778

DELGADO (EDWIN A.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S128779

HERRING (FRANK) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Clark* (1993) 5 Cal.4th 750.)

S128809

SPONN (RANDAL L.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S128810

REYES (JOSE M.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *Miller v. Hamm* (1970) 9 Cal.App.3d 860.)

S128867

HARPER (STEVEN B.) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Mendoza Tello* (1997) 15 Cal.4th 264; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S128902

ANDERSON (JEROME) ON H.C.
Petition for writ of habeas corpus denied

S128908

PRATT (CARNELL U.) ON H.C.
Petition for writ of habeas corpus denied

denied as meritless and successive. (*In re Clark* (1993) 5 Cal.4th 750.)

S129295

RODRIGUEZ (SAUL) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

S129602

WILSON (DAVID W.) ON H.C.
Petition for writ of habeas corpus denied

S129659

LUTHER (GARY B.) ON H.C.
Petition for writ of habeas corpus denied

denied for lack of diligence (*In re Robbins* (1998) 18 Cal.4th 770, 780) and on the merits.

S129748

COOK (MICHAEL CHARLES) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S131970

WILSON (LONNIE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734.)

S132238

COOK (MICHAEL) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S132400

TSEHAI (MEBRHATO) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756.)

S132616

BURTON (MICHAEL) ON H.C.
Petition for writ of habeas corpus denied

S133829

RODGERS (OTIS LEE) ON H.C.
Petition for writ of habeas corpus denied

S134373

ALFORD (RICKEY L.) ON H.C.
Petition for writ of habeas corpus & stay request denied

S134407

RODGERS (OTIS LEE) ON H.C.
Petition for writ of habeas corpus denied

S134486

ALFORD (RICKEY) ON H.C.
Petition for writ of habeas corpus denied

S134556

SARGENT (GARY) ON H.C.
Petition for writ of habeas corpus denied as moot.

S134839

VILLEGAS (ELEAZAR) ON H.C.
Petition for writ of habeas corpus denied

S134907

RODGERS (OTIS L.) ON H.C.
Petition for writ of habeas corpus denied

S135090

WILLIAMS (DENNIS KEITH) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Lindley* (1947) 29 Cal.2d 709.)

S135148

ALFORD (RICKEY) ON H.C.
Petition for writ of habeas corpus denied

S135150

ALFORD (RICKEY) ON H.C.
Petition for writ of habeas corpus denied

S135265

HODGES (RONALD) ON H.C.
Petition for writ of habeas corpus denied

S135339

CONSIGLIO (SAM) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

S135342

CONSIGLIO (SAM) ON H.C.
Petition for writ of habeas corpus denied

S135364

BAIRFIELD (KEENAN) ON H.C.
Petition for writ of habeas corpus denied

S135669

AVILA (IGNACIO) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S135686

NARRO (GUILLERMO) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Clark* (1993) 5 Cal.4th 750.)

S135699

HADI (ABDULLAH W.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dexter* (1979) 25 Cal.3d 921.)

S135738

McGEE (JEFFERSON) ON H.C.
Petition for writ of habeas corpus denied

S135750

CONSIGLIO (SAM) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734.)

S135845

PRINCE (MARTIN) ON H.C.
Petition for writ of habeas corpus denied

S135864

DAVIS (DENNIS) ON H.C.
Petition for writ of habeas corpus denied

S135893

DAVIS (RICHARD) ON H.C.
Petition for writ of habeas corpus denied

S135938

ALFORD (RICKEY L.) ON H.C.
Petition for writ of habeas corpus & stay request denied

S136246

VELARDE (ROBERT P.) ON H.C.
Petition for writ of habeas corpus denied

S131551

B166499 Second Appellate District,
Division Three

PLASTIC PIPE & FITTINGS ASSOCIATION v.
CALIFORNIA BUILDING STANDARDS COMM.
Depublication request denied (case closed)

S133254

A106231 First Appellate District,
Division Three

GORDON v. HORSLEY

Publication request denied (case closed)

S134068

B159728 Second Appellate District,
Division One

NEI DIRECT, INC. v. FIRST USA BANK

Partial publication request denied (case closed)

S134096

A104557 First Appellate District,
Division One

HOPKINS v. SUPERIOR BOILER WORKS

Publication requests denied (case closed)

S135013

C045501 Third Appellate District

FLOYD, MARRIAGE OF

Publication request denied (case closed)

S135142

D044680 Fourth Appellate District,
Division One

H. (MARY), CONSERVATORSHIP OF

Publication requests denied (case closed)

S135184

A108914 First Appellate District,
Division Four

LIAO v. LAURENSEN

Publication request denied (case closed)

S135239

C046885 Third Appellate District

HARDWICK, MARRIAGE OF

Publication request denied (case closed)

S135257

F046996 Fifth Appellate District

BORGES v. WCAB. (QUALITY TERMINAL SVCS)

Publication request denied (case closed)

S135258

D044615 Fourth Appellate District,
Division One

VALENCIA v. SUROS

Publication request denied (case closed)

S135323

B178686 Second Appellate District,
Division Eight

FRANKS v. FIREMANS FUND

Publication request denied (case closed)

S135533

D045625 First Appellate District,
Division One

AMERICAN TISSUE CORPORATION v. W.C.A.B.
(SARABIA)

Publication request denied (case closed)

S135756

B171419 Second Appellate District,
Division Three

PEOPLE v. PACIFIC LANDMARK

Publication request denied (case closed)

S135282

A089623 First Appellate District,
Division Three

PEOPLE v. CASTILLE

Time extended to grant or deny review

to October 5, 2005.

S027264

PEOPLE v. FRIEND (JACK W.)

Extension of time granted

to October 25, 2005 to file appellant's reply
brief. After that date, only four further
extensions totaling about 210 additional days
will be granted. Extension is granted based
upon Senior Deputy State Public Defender Evan
Young's representation that she anticipates filing
that brief by 5/2006.

S030402

PEOPLE v. TULLY (RICHARD C.)

Extension of time granted

to October 21, 2005 to file respondent's brief.

S037006

PEOPLE v. HUGGINS (MICHAEL J.)

Extension of time granted

to September 1, 2005 to file respondent's
supplemental brief. Extension is granted based
upon Deputy Attorney General Allan Yannow's
representation that he anticipates filing that brief
by 9/1/2005. After that date, no further
extension will be granted.

S056766

PEOPLE v. LEON (RICHARD)

Extension of time granted

to September 15, 2005 to file appellant's opening brief. Extension is granted based upon counsel Tami J. Buscho's previous representation that she anticipates filing that brief by 9/15/2005. After that date, no further extension will be granted.

S075726

PEOPLE v. MOORE (CHARLES)

Extension of time granted

to September 2, 2005 to file appellant's opening brief. Extension is granted based upon counsel Cynthia A. Thomas's representation that she anticipates filing that brief by September 2, 2005. After that date, no further extension will be granted.

S076582

PEOPLE v. BLACKSHER (ERVEN R.)

Extension of time granted

to November 7, 2005 to file respondent's brief.

S130495

MASTERS (JARVIS) ON H.C.

Extension of time granted

to September 20, 2005 to file the reply to the informal response to the petition for writ of habeas corpus. Extension is granted based upon counsel Joseph Baxter's representation that he anticipates filing that document by 9/20/2005. After that date, no further extension will be granted.

S130762

HARRISON (CEDRIC) ON H.C.

Extension of time granted

to September 20, 2005 to file the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling about 30 additional days will

be granted. Extension is granted based upon Deputy Attorney General Michael D. O'Reilley's representation that he anticipates filing that document by 10/27/2005.

S134365

FAUBER (CURTIS L.) ON H.C.
Extension of time granted

to September 26, 2005 to file the informal response to the petition for writ of habeas corpus. Extension is granted based upon Senior Assistant Attorney General Carol Wendelin Pollack's representation that she anticipates filing that document by 9/26/2005. After that date, no further extension is contemplated.

S134901

F045226 Fifth Appellate District

PEOPLE v. S.C. (VIDAL)
Extension of time granted

Real Party in Interest's time to file the opening brief on the merits is extended to October 25, 2005.

S134173

C034960 Third Appellate District

PEOPLE v. VO
Counsel appointment order filed

for Janice Lagerlof for appellant (Vo).

S022998

PEOPLE v. TOWNSEL (ANTHONY L.)
Motion denied

Appellant's "Motion to Vacate the Trial Court's Orders Unfairly Infringing Upon His Right to a Competent Habeas Investigation," filed on February 10, 2005, is denied.

S012945

PEOPLE v. STANLEY BERNARD DAVIS
Order filed

Court's 150-day statement

S136220

IN THE MATTER OF THE SUSPENSION OF
ATTORNEYS FOR NONPAYMENT OF DUES
UNDER THE STATE BAR ACT

The Board of Governors of the State Bar of California having filed, on the 8th day of August 2005 in this Court, its resolution recommending suspension from practice of law and membership in the State Bar of California, the attached list of members who failed to pay fees and/or penalties and/or costs as proscribed and required by law, and after due notice was sent to each member and demand for payment was made by the State Bar of California, and it being provided by Business and Professions Code section 6143 that any member so failing to pay must be suspended from membership;

IT IS ORDERED that each person hereinafter named is suspended from membership in the State Bar of California and from the rights and privileges of an attorney to practice law as of September 16, 2005, and until payment of all current and accrued fees and/or penalties and/or costs is made.

IT IS FURTHER ORDERED that upon payment in *certified funds* of all current and accrued fees and/or penalties and/or costs, the suspension for nonpayment shall terminate and such person may be fully restored to membership in the State Bar of California and to all rights and privileges, duties and responsibilities incident thereto; and

IT IS FURTHER ORDERED that until restored to full membership, each of the persons named in the suspension list shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state and from holding oneself out to the public as an attorney or counselor at law.

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER)

Bar Misc. 4186

IN THE MATTER OF THE APPLICATION OF
THE COMMITTEE OF BAR EXAMINERS OF
THE STATE BAR OF CALIFORNIA FOR
ADMISSION OF ATTORNEYS

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO
ORIGINAL ORDER)

C050185 Third Appellate District

CALIFORNIA INSURANCE GUARANTEE ASSOC.
v. WORKERS' COMPENSATION APPEALS BOARD
Order filed

The above-entitled matter, now pending in the Court of Appeal, Third Appellate District, is transferred to the Court of Appeal, Second Appellate District.

